

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MARC TAYLOR,	§
	§
Defendant Below-	§ No. 751, 2010
Appellant,	§
	§
v.	§ Court Below—Court of Common Pleas
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 0907000896
Plaintiff Below-	§
Appellee.	§

Submitted: December 21, 2010

Decided: January 19, 2011

Before **HOLLAND, BERGER**, and **JACOBS**, Justices.

**ORDER**

This 19<sup>th</sup> day of January 2011, it appears to the Court that:

(1) On December 7, 2010, the Court received appellant's notice of appeal from a Court of Common Pleas sentencing order dated October 26, 2010. The Court issued a notice to appellant to show cause why his appeal should not be dismissed for this Court's lack of jurisdiction to consider an appeal directly from the Court of Common Pleas.

(2) Appellant filed a response to the notice to show cause on December 21, 2010. His response only addresses the merits of his issues on

appeal and does not address the jurisdictional issue raised in the notice to show cause.

(3) The Superior Court is the only forum in which a criminal defendant may seek review of a Court of Common Pleas sentencing order.<sup>1</sup> In the absence of that intermediate review, the Supreme Court is without jurisdiction to hear a direct appeal from any action taken by the Court of Common Pleas.<sup>2</sup>

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger  
Justice

---

<sup>1</sup> See DEL. CONST. art. IV, §§ 11, 28.

<sup>2</sup> *Id.*